IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE K.PADMANABHAN NAIR

TUESDAY, THE 12TH DECEMBER 2006 / 21ST AGRAHAYANA 1928

WP(C).No. 32069 of 2006(P)

PETITIONER:
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1. ABDUL AZEEZ KUNJU,
   `AL-AMEEN', KANICHANELLOOR,
   MUTTOM P.O., HARIPAD, ALAPPUZHA DISTRICT.

2. ABDUL KALAM AZAD,
   AVANAKULATHPADEETHATHIL, KANICHENELLOOR,
   MUTTOM P.O., HARIPPAD, ALAPPUZHA DISTRICT.

BY ADV. SRI.T.M.ABDUL LATHEEF

RESPONDENTS:
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1. STATE OF KERALA, REPRESENTED BY
   SECRETARY TO GOVERNMENT, HOME DEPARTMENT,
   THIRUVANANTHAPURAM.

2. DISTRICT COLLECTOR, ALAPPUZHA.

3. SUB DIVISIONAL MAGISTRATE, CHENGANNUR.

4. DEPUTY SUPERINTENDENT OF POLICE, KAYAMKULAM.

5. SUB INSPECTOR OF POLICE, HARIPPAD.

6. KAREEM, NAZER KOTTAYIL,
   PALLIPPAD, MUTTOM P.O., HARIPPAD,
   ALAPPUZHA DISTRICT.

R1 TO 5 BY GOVT. PLEADER SHRI P.A. SALIM
R6 BY ADV. SRI.N.HARIDAS
SRI.P.N.SASIDHARAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 12/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P. (C) NO.32069/2006 - APPENDIX

PETITIONERS' EXHIBITS:

EXT.P1 - TRUE COPY OF PETITION DATED 13.11.2006 SUBMITTED BEFORE THE 2ND RESPONDENT.

EXT.P2 - TRUE COPY OF PETITION DATED 23.11.2006 SUBMITTED BEFORE THE 3RD RESPONDENT.

EXT.P3 - TRUE COPY OF PETITION DATED 1.11.2006 SUBMITTED BEFORE THE 4TH RESPONDENT.

EXT.P4 - TRUE COPY OF PETITION DATED 1.11.2006 SUBMITTED BEFORE THE 5TH RESPONDENT

RESPONDENTS' EXHIBITS: NIL.

J.B. KOSHY & K.PADMANABHAN NAIR, JJ.

W.P.(C) No.32069 of 2006 P

Dated this the 12th day of December, 2006

Judgment

Koshy,J.

This is a petition for police protection. According to the petitioner, unless police protection is ordered, 'Kabharstans' will be demolished. We have granted an interim order on 5.12.2006 directing the police to see that 'Kabharstans' are not demolished. On behalf of the sixth respondent, it is submitted that he or his supporters are not going to demolish the 'Kabharstans'. That undertaking is recorded. According to him, petitioner is obstructing re-construction of the mosque. The Government Pleader submitted that the matter was taken up by the Revenue Divisional Officer and R.D.O. has issued notice. Therefore, the interim order is made absolute subject to the orders passed by the statutory authorities or by the civil court.

J.B.KOSHY
JUDGE

K.PADMANABHAN NAIR
JUDGE

vaa